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**TO:** Michael A. Delgado, Examiner  
USPTO, Group Art Unit 2144

**FAX:** (703) 872-9306

**FROM:** Julie L. Reed, Registration No. 35,349

**Date:** October 14, 2004

**Re:** Attorney Do. No. 5038-046 – **AMENDMENT**

Number of pages (including this one): 8

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**REMARKS:**

In re application of: Robert A. Jacobs

Confirmation No.: 7879

Serial No.: 09/593,922 Examiner: Michael A. Delgado

Filed: June 13, 2000 Group Art Unit: 2144

For: **METHOD AND APPARATUS FOR SELECTING  
INTERNET-BASED BROADCAST SOURCES**

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PATENT APPLICATION  
Attorney Docket No. 5038-046

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert A. Jacobs  
Confirmation No.: 7879  
Serial No.: 09/593,922 Examiner: Michael A. Delgado  
Filed: June 13, 2000 Group Art Unit: 2144  
For: METHOD AND APPARATUS FOR SELECTING  
INTERNET-BASED BROADCAST SOURCES  
Date: October 14, 2004

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Responsive to the Office Action dated July 14, 2004, enclosed is an amendment in the above-identified application. The fee has been calculated as shown below.

| CLAIMS AS AMENDED                       |                        |                 |       |          |                |
|---|------------------------|-----------------|-------|----------|----------------|
| For:                                    | Number After Amendment | Previous Number | Extra | Rate     | Additional Fee |
| Total Claims                            | 17                     | 17*             |       | x \$18 = | \$             |
| Independent Claims                      | 3                      | 3**             |       | x \$88 = | \$             |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT |                        |                 |       |          | \$ -0-         |

\*greater of twenty (20) or number for which fee has been paid

\*\*greater of three (3) or number for which fee has been paid

☒ Any deficiency or overpayment should be charged or credited to deposit account number 13-1703.

Customer No. 32231

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.

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I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via facsimile number (703) 872-9306 on October 14, 2004.

Signature

Name: Janet Sullivan

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PATENT APPLICATION  
Do. No. 5038-046  
Intel No. P8744

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In re application of: Robert A. Jacobs

Confirmation No.: 7879

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Examiner: Michael A. Delgado

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Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Responsive to the Office Action, Paper No. 8, dated July 14, 2004, please amend the application as follows.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.